



RUSS AUGUST & KABAT
Marc A. Fenster (SBN 181067)
mfenster@raklaw.com
Brian D. Ledahl (SBN 186579)
bledahl@raklaw.com
Neil A. Rubin (SBN 250761)
nrubin@raklaw.com
James S. Tsuei (SBN 285530)
jtsuei@raklaw.com
Peter Tong (SBN 300347)
ptong@raklaw.com
12424 Wilshire Boulevard, 12FL
Los Angeles, California 90025
310/826-7474 – Telephone
310/826-6991 – Facsimile
Attorneys for Plaintiff
COREPHOTONICS, LTD.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

COREPHOTONICS, LTD.

Plaintiff,

v.

APPLE, INC.,

Defendant.

Case No. 3:17-cv-06457-JD (LEAD)
Case No. 5:18-cv-02555-JD

**DECLARATION OF BRIAN D. LEDAHL
IN SUPPORT OF PLAINTIFF
COREPHOTONICS, LTD.’S RESPONSE
IN OPPOSITION TO APPLE INC.’S
MOTION TO AMEND ANSWER**

FILED UNDER SEAL

I, Brian D. Ledahl, state as follows:

1. I am a member of the State Bar of California and an attorney at the firm of Russ, August & Kabat, counsel for Plaintiff Corephotonics, Ltd. in the above captioned action. I have personal knowledge of the facts set forth herein, and if called upon to testify, could and would testify competently thereto.

2. I submit this declaration in support of Corephotonics, Ltd.'s Response in Opposition to Apple Inc.'s Motion to Amend Answer.

3. Attached as **Exhibit 1** is a true and correct copy of an October 18, 2023 email from Lowell Mead, counsel for Apple.

4. Attached as **Exhibit 2** is a true and correct copy of Samsung Electro-Mechanics Co., Ltd. and Subsidiaries Consolidated Financial Statements, December 31, 2022 and 2021, which I obtained from the following URL: https://www.samsungsem.com/resources/file/global/ir/shareholders/2022_Audit_Report.pdf.

5. Attached as **Exhibit 3** is a true and correct copy of the Consolidated Financial Statements of Samsung Electronics Co., Ltd. and its Subsidiaries Index to Financial Statements, which I obtained from the following URL: https://images.samsung.com/is/content/samsung/assets/global/ir/docs/2022_con_quarter04_all.pdf.

6. Attached as **Exhibit 4** is a true and correct copy of the Samsung Electronics Co., Ltd. 2022 Business Report For the Year Ended December 31, 2022, which I obtained from the following URL: <https://images.samsung.com/is/content/samsung/assets/global/ir/docs/2022-4q-Business-Report.pdf>.

7. The parties had a teleconference call to meet and confer on March 13, 2023 shortly after Apple sent an email to Corephotonics counsel, which is filed at Dkt. 192-6. During the March 13, 2023 teleconference, the parties discussed Apple's belief and assertions that it had a license defense based on [REDACTED]. I informed Apple's counsel on this call that Corephotonics disagreed and did not believe Apple's assertions were meritorious.

1 I declare under penalty of perjury under the laws of the United States the foregoing is true
2 and correct.

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4 Executed on November 20, 2023 in Lexington, Massachusetts,

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6 By: /s/ Brian D. Ledahl
7 Brian D. Ledahl

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